Atty. Dkt. No. 065691-0261

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HNGENE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Dominique MARECHAL et al.

Title:

MORPHINE SULFATE MICROGRANULES, METHOD FOR PREPARING SAME AND

COMPOSITIONS CONTAINING SAME

Appl. No.:

10/009,341

Filing Date:

06/19/2002

Examiner:

James M. Spear

Art Unit:

1615

## **AMENDMENT TRANSMITTAL**

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

- [ ] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.
- [ ] Assertion of Small Entity status is enclosed.
- [X] The fee required for additional claims is calculated below:

Claims				Extra				
As	]	Previously	(	Claims				Additional
Amended		Paid For	]	Present		Rate		Claims Fee
23	-	21	=	2	х	\$50.00	=	\$100.00
2	-	3	=	0	x	\$200.00	=	\$0.00
oresentation (	of any	y Multiple I	Depender	nt Claims:	+	\$360.00	=	\$0.00
				CLAIMS	FEE	TOTAL	=	\$100.00
	As Amended 23 2	As Amended 23 -	As Previously Paid For  23 - 21  2 - 3	As Amended         Previously Paid For           23         -         21         =           2         -         3         =	As Previously Claims Amended Paid For Present  23 - 21 = 2  2 - 3 = 0  Present and Multiple Dependent Claims:	As Previously Claims Amended Paid For Present $ \begin{array}{cccccccccccccccccccccccccccccccccc$	As Previously Claims Amended Paid For Present Rate $ \begin{array}{c ccccccccccccccccccccccccccccccccccc$	As Amended         Previously Paid For         Claims Present         Rate           23         -         21         =         2         x         \$50.00         =           2         -         3         =         0         x         \$200.00         =

[ ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

Extension for response filed within the first month:	\$120.00	\$0.00
[ ] Extension for response filed within the second month:	\$450.00	\$0.00
[ ] Extension for response filed within the third month:	\$1,020.00	\$0.00
[ ] Extension for response filed within the fourth month:	\$1,590.00	\$0.00
[ ] Extension for response filed within the fifth month:	\$2,160.00	\$0.00
EXTENSION	FEE TOTAL:	\$0.00
[ ] Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER	FEE TOTAL:	\$100.00
[ ] Small Entity Fees Apply (subtract	ct ½ of above):	\$0.00
	TOTAL FEE:	\$100.00

- [ ] Please charge Deposit Account No. 19-0741 in the amount of \$100.00. A duplicate copy of this transmittal is enclosed.
- [X] A check in the amount of \$100.00 is enclosed.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date May 12, 2005

FOLEY & LARDNER LLP Customer Number: 22428

Facsimile:

Telephone: (202) 672-5300 (202) 672-5399 Matthew E. Mulkeen

Attorney for Applicants Registration No. 44,250



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Dominique Marechal et al.

Title: MORPHINE SULFATE MICROGRANULES,

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Examiner: James M. Spear

Art Unit: 1615

## SUPPLEMENTAL AMENDMENT AND RESPONSE UNDER 37 CFR 1.111

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Further to the Amendment and Response filed on March 1, 2005 and in response to the Office Action dated December 1, 2004, please amend the application as follows:

Amendments to the Specification are reflected on page 2 of this document.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this document.

Remarks/Arguments begin on page 8 of this document.

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